

Bumrus A. Muhammed
vs. Plaintiff
D.A. Brad Faulk,
Defendant

In The United States District
Court For The Western
District Of Penna.
Civil No. 04-131
Judge C. Hill
Dist. Magistrate Boston

Preliminary Prohibitory Injunction
Restraining Order

And now this 30th day of August, 2005, comes
the Plaintiff, Bumrus A. Muhammed, who is seeking
a Preliminary Prohibitory Injunction Restraining
Order, against the Erie County Prison, Warden
Vickhese, Deputy Warden Cogland, and Deputy
Warden Hanna, and Officer Sharon Wilson
to be ordered as follows:

To end any and all abusive and threatening
of physical and unwarranted, restrictive
housing punishment, and disciplinary
punishments, upon the person of the
Plaintiff for seeking redress in relief
from the City of Erie County Executive Office
, Erie County Corrections Department for the

said reasons:

1. On August 25, 2005, a Wednesday afternoon this writer found Pork in a non-pork diet, of Beans and Hot Dogs.
2. This writer reported this to a officer Magoon the A-Block housing unit officer, seeking to grieve this situation as highly in disregard to peoples rights to practice their religion, and be free from Pork and Pork byproducts.
3. Officer Magoon advised this writer to take this matter up with the unit counselor Mr. Dempsey.
4. The Plaintiff forward a request slip to Mr. Dempsey the self same day giving the Pork found in the noon meal, and how it violated the Plaintiffs rights to religious expression and practice, a Pork free diet.
5. Mr. Dempsey returned his response on the back of the forward August 25, 2005, request slip, stating "This is not A Grievable Issue, 'Find Another Beef'". (Complicated by Off. Shen Wilson and destroyed).

6. Being Mr. Dwyer's response was unprofessional and very unsensitive to a very highly and serious issue, affecting a number of other concerned inmates.

7. The Plaintiff did inquire upon Officer Tremble, and the second shift Corporal about this matter, showing all concern about parties the "Pork" meat found in the soon Bean meal.

8. This inquiry before Officer Tremble and Second Shift Corporal, was also observed by a Officer Stan Wilson, the senior C-unit housing officer.

9. The second shift Corporal, and Officer Tremble, retrieved the can of Beans label and told the Plaintiff to write the Food distribution company.

10. After the Plaintiff's Wednesday, August 25, 2005 visit with spouse and mother, the Plaintiff requested upon Officer Tremble to notify the nurse's staff; the Plaintiff would like

To receive his evening 8:00 P.M. medicine, missed due to visit.

11. The Prison nurse, appeared on G-unit housing unit around 10:15 P.M. that evening forgetting to bring the Plaintiffs medicine, and told Officer Tremble, she would go and return with the Plaintiffs medicine.

12. The Prison nurse, returned at around 10:25 P.M., with the Plaintiffs medicine, and summoned the Plaintiff from his cell to the Officer's station to take his medicine.

13. At this time Officer Sharon Wilson abusively told the Plaintiff if he did not notify anyone earlier after his visit that he wanted his medicine the Plaintiff would not get it.

14. The Plaintiff told Officer Wilson he did tell Officer Tremble he wanted his medicine after his visit.

15. Officer Stan Wilson again threaten the Plaintiff that he would not get his medication if the nurse had to come at that time of evening to bring his medication, and that if he got the medication it would be from the hole.
16. The Plaintiff told Officer Wilson, he needed his medication, and he will see to it that the Plaintiff would not be denied it.
17. Officer Wilson maliciously and abusively told the Plaintiff to go lock up.
18. The Plaintiff went to his cell and locked up as was told,
19. Officer Stan Wilson come to the Plaintiff's cell, and gave the Plaintiff a 8 hour lock down informal disciplinary misconduct for insubordination.
20. And told Plaintiff, he Officer Stan Wilson will give him more misconducts, until he is taken to the hole, stating "I can keep giving you these until you are taken to the hole and we will beat you as a dog".

21. The Plaintiff's spouse, Mrs. Fatimah Muhammed and brother, William Tager, call the Erie County Executive Office, and complained about this threat of Officer Wilson, and the abusing the Plaintiff with the 8 hour lock down for no misconduct or prison violation, and also the reporting the improper handling of the lock situation.

22. Deputy Kanna, handle the order investigation interviewed the Plaintiff at the Erie County Prison, and Shan Wilson was apparently suspended for a day for threatening and abusing the Plaintiff to a unwarranted 8 hour lock down, this suspension occurred on August 27, 2005.

23. Officer Shan Wilson returned to work on Monday, August 29, 2005, and ordered the Plaintiff out his cell, for a cell search, and as the Plaintiff was exiting his cell Officer Shan Wilson, threaten the Plaintiff as stated "If you get in my face again I'm going to 'Deck you', and send you to the hole".

24. The Plaintiff request upon Officer Wilson the reason for the physical threat.

25. Officer Wilson state "It's not a threat It's a promise now, now lock up"!

26. The Plaintiff was thereafter handcuffed by Cog. Kittle and other officers, and taken to the R.H.U. housing unit.

27. Around 10:15 P.M. August 29, 2005, Officer Wilson cited the Plaintiff with four (4) charged w/ false misconducts infractions,
 1.) Interfering with Officers Duty
 2.) Threat, 3.) Harassment, and 4.) Contiband (2 - Prison Tee Shirts), and planted ~~two~~ "Pull Ties" in the Plaintiff's property, and charged the Plaintiff with housing them in his property box.

28. The Plaintiff is presently in the R.H.U. unit waiting a hearing on these misconducts.

wherefore the Plaintiff request a restraining Order;

Restraining any and all misconduct
 imprisonment upon the Plaintiff due to
 the charged up and false misconduct reported
 by Officer Wilson (Shon), out of malicious
 retaliation, and abuse of official authority
 for the Plaintiff's refusal and grieving
 the Park in Sean issue, and having
 his disciplant (Off. Shon Wilson), for the
 threat and unwarranted 8 hour lock down
 of the Plaintiff concerning the medication
 issue.

That a hearing be ordered upon
 the Warden Velazquez, or his Deputy
 Warden Cogelant, and Kanna, on the
 threat and abuse of the Plaintiff as unwarranted
 and the allowing the Plaintiff to stay under
 the supervision of Officer Shon Wilson,
 which did create a much greater threat,
 and risk to the Plaintiff's person, safety,
 and prison privileges.

The Plaintiff request this Honorable Court to
 Order this Plaintiff's Custody and Care to
 be Transferred to a nearby Federal Facility
 or another local County Prison facility
 that the Plaintiff can be free from the
 present threat to his person and wellbeing.
 The Plaintiff can not assist in his defense
 under what he fear a threat and
 abusive intention upon his person and
 rights and privileges as a inmate and
 Federal detained prisoner. We Pray!

Sincerely,
 Baubur A. Mohammed
 P.O. Box E.C.P.
 1618 Ash Street
 Erie, Pa. 16510.

